

CITY OF BURIEN, WASHINGTON

ORDINANCE NO. 565

AN ORDINANCE OF THE CITY OF BURIEN, WASHINGTON, AMENDING THE 2011-2012 BIENNIAL BUDGET OF THE CITY OF BURIEN, WASHINGTON TO ADJUST REVENUES AND APPROPRIATE EXPENDITURES TO THE CITY FUNDS FOR 2011 AND 2012

WHEREAS, the City of Burien adopted the 2011-2012 Biennial Budget by Ordinance No. 547, and adopted Ordinance No. 558 amending the 2011-2012 Biennial Budget; and

WHEREAS, the City of Burien identified the Northeast Redevelopment Area (NERA) Drainage Improvement Project in its Surface Water Management CIP for funding in the year 2013; and

WHEREAS, in 2012, the City of Burien has been awarded a \$3.45 million grant from the Department of Commerce Community Economic Revitalization Board for Stormwater Improvements in the NERA; and

WHEREAS, in 2012, the City of Burien has been awarded a \$1 million grant from the Washington State Department of Ecology for Stormwater Improvements in NERA; and

WHEREAS, the City of Burien budgeted \$100,000 from the Surface Water Management Capital Projects Fund for the NPDES Monitoring Program in the 2011-2012 Biennial Budget; and

WHEREAS, staff recommends that monitoring equipment be installed in Miller Creek as part of the NERA Drainage Improvement Project and that the \$100,000 be reallocated to the NERA Drainage Improvement Project; and

WHEREAS, the City of Burien budgeted \$200,000 from the Surface Water Management Capital Projects Fund for the Hermes Depression Pump Station Reconstruction in the 2011-2012 Biennial Budget; and

WHEREAS, staff recommends delaying the Hermes Depression Pump Station Reconstruction Project to a future year after further study is completed and reallocating those funds to the NERA Drainage Improvement Project to use as match for the grants received; and

WHEREAS, the NERA Drainage Improvement Project is a high-priority project for the City of Burien,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BURIEN, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. The 2011-2012 Biennial Budget for the City of Burien for the period January 1, 2011 through December 31, 2012 is hereby amended to appropriate \$4.75 million for the Northeast Redevelopment Project (NERA) Drainage Improvements beginning in 2012, with

- \$3.45 million from the Department of Commerce;
- \$1 million from the Department of Ecology; and
- \$300,000 reallocated from the Surface Water Management Capital Projects Fund.

Section 2. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 3. Effective Date. This Ordinance shall take effect five days after publication.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF BURIEN, WASHINGTON, AT A REGULAR MEETING THEREOF THIS 6TH DAY OF AUGUST, 2012.

CITY OF BURIEN

/s/ Brian Bennett, Mayor

ATTEST/AUTHENTICATED:

/s/ Monica Lusk, City Clerk

Approved as to form:

/s/ Craig D. Knutson, City Attorney

Filed with the City Clerk: July 16, 2012

Passed by the City Council: August 6, 2012

Ordinance No.: 565

Date of Publication: August 15, 2012